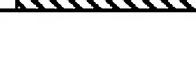
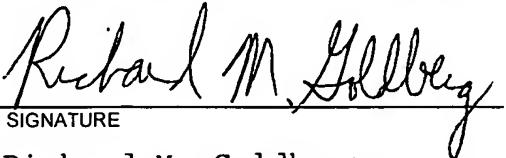


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| | | |
|---|--|---|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER <u>231/1/140</u> U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <u>107518557</u> |
| INTERNATIONAL APPLICATION NO. <u>PCT/GB2003/002881</u> | INTERNATIONAL FILING DATE <u>July 4, 2003</u> | PRIORITY DATE CLAIMED <u>July 5, 2002</u> |
| TITLE OF INVENTION <u>MICROWAVABLE FOOD PACKAGE HAVING A VENTING VALVE</u> | | |
| APPLICANT(S) FOR DO/EO/US <u>Richard SMITH</u> | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| <p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> | | |
| Items 11 to 20 below concern document(s) or information included: | | |
| <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98, Form PTO/SB/08A & references</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: <u>PCT/ISA/210; PCT/IPEA/409; PCT/ISA/220; PCT/IB/332</u></p> | | |

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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|--|--------------|---|--------------|--------------------------|-----------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.5) | | INTERNATIONAL APPLICATION NO. | | ATTORNEY'S DOCKET NUMBER | |
| 10/518557 | | PCT/GB2003/002881 | | 231/1/140 | |
| 21. The following fees are submitted: | | | | | |
| <input checked="" type="checkbox"/> a) Basic national fee..... | | \$300.00 | | Applicant use | |
| <input checked="" type="checkbox"/> b) Examination fee..... | | \$200.00 | | Office use only | |
| <input checked="" type="checkbox"/> c) Search fee..... | | \$500.00 | | | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$1000.00 | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | | RATE | |
| - 100 = | /50 = | | | x \$250.00 | \$ 0 |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | | |
| CLAIMS | | NUMBER FILED | NUMBER EXTRA | RATE | |
| Total claims | | 18 | - 20 = 0 | x \$50.00 | \$ 0 |
| Independent claims | | 4 | - 3 = 1 | x \$200.00 | \$ 200.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | | + \$360.00 | \$ 0 |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ 1,200.00 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½. | | | | | |
| SUBTOTAL = \$ 1,200.00 | | | | | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | | |
| TOTAL NATIONAL FEE = \$ 1,200.00 | | | | | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | | | |
| TOTAL FEES ENCLOSED = \$ 1,200.00 | | | | | |
| Amount to be refunded:  Amount to be charged:  | | | | | |
| \$ 1,200.00 | | | | | |
| a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>07-1524</u> . A duplicate copy of this sheet is enclosed. d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: Richard M. Goldberg 25 East Salem Street Suite 419 Hackensack, NJ 07601 (201) 343-7775 | | | | | |
|  SIGNATURE <u>Richard M. Goldberg</u> NAME <u>28,215</u> REGISTRATION NUMBER | | | | | |

10/518557

JT12 Rec'd PCT/PTO 22 DEC 2004

Law Offices of
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HACKENSACK, NEW JERSEY 07601

(201) 343-7775

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FACSIMILE (201) 488-3884

e-mail: goldbergpat@earthlink.net

December 22, 2004

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Entering National Stage in
PCT Application No. PCT/GB2003/002881
Applicant : Richard SMITH
Title : MICROWAVABLE FOOD PACKAGE HAVING A
VENTING VALVE
My File : 231/1/140

Certificate of Mailing By Express Mail Under 37 CFR 1.10

Express Mail "Mailing Label No.": ED 173244240 US

Date of Deposit : DECEMBER 22, 2004

I hereby certify that this paper and/or fee is being deposited with
the United States Postal Service "Express Mail Post Office to
Addressee" service under 37 C.F.R. 1.10 on the date indicated above
and is addressed to Box PCT, COMMISSIONER FOR PATENTS, P.O. Box
1450, Alexandria, VA 22313-1450 on DECEMBER 22, 2004.

Richard M. Goldberg
(Name of Registered Representative
and person mailing)

Richard M. Goldberg
(Signature and Date)

December 22,
2004

Dear Sirs:

Transmitted herewith for filing in the U.S. Patent and
Trademark Office (entering the national phase in a PCT
application (PCT/GB2003/002881) (WO 2004/005161) is a new
application including:

- a) Form PTO-1390 (in duplicate), with authorization to
charge \$1,200.00 to credit card, along with Credit Card
Payment Form (PTO-2038);

Commissioner for Patents
December 22, 2004
Page 2

- b) Form PCT/IB/308 (mailed January 15, 2004) entitled NOTICE INFORMING THE APPLICANT OF THE COMMUNICATION OF THE INTERNATIONAL APPLICATION TO THE DESIGNATED OFFICES, indicating that the original PCT application was transmitted by the International Office to the U.S. Patent and Trademark Office - 1 page;
- c) Original filed application of sixteen (16) pages with nineteen (19) claims and three (3) sheets of formal drawings (Figs. 1-6);
- d) Two front pages of published PCT application;
- e) Executed Declaration and Power of Attorney;
- f) Application Data Sheet;
- g) Form PCT/ISA/210 - International Search Report performed by the European Patent Office and Annex thereto;
- h) Form PCT/IPEA/409 - International Preliminary Examination Report;
- i) Form PCT/ISA/220 - Notification of Transmittal of the International Preliminary Examination Report;
- j) Form PCT/IB/332 - Information Concerning Elected Offices Notified of Their Election;
- k) Preliminary Amendment; and
- l) Information Disclosure Statement, one Form PTO/SB/08A and ten references.

APPLICANT DOES NOT QUALIFY FOR SMALL ENTITY STATUS.

It is respectfully requested that the above-identified PCT application be granted a filing date within the January 5, 2004 convention term (30 months), based on PCT Application No. PCT/GB2003/002881, filed July 4, 2003, and on Great Britain application No. 0215603.2, filed July 5, 2002 and Great Britain application No. 0222135.6, filed September 24, 2002.

Law Offices of

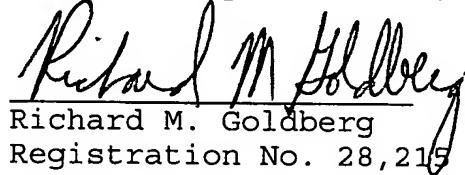
RICHARD M. GOLDBERG

Commissioner for Patents
December 22, 2004
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In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper, to Account No. 07-1524.

The Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1524.

Respectfully submitted,


Richard M. Goldberg
Registration No. 28,215

RMG:mz
enclosures

Law Offices of
RICHARD M. GOLDBERG